



California Regional Water Quality Control Board

Los Angeles Region



Linda S. Adams,
Agency Secretary

320 W. 4th Street, Suite 200, Los Angeles, California 90013
Phone (213) 576-6600 FAX (213) 576-6640 - Internet Address: <http://www.swcb.ca.gov/rwqcb4>

Arnold Schwarzenegger
Governor

Meeting Minutes

Los Angeles Regional Water Quality Control Board
December 10, 2009 Board Meeting
Metropolitan Water District of Southern California
Board Room
700 North Alameda Street
Los Angeles, California

The meeting was called to order by Chair Mary Ann Lutz at 9:15 a.m.

Pledge of Allegiance.

The Chair introduced and welcomed the newly appointed Board Member, Jeanette Lombardo.

Item 1. Roll Call

Board Members Present: Chair Mary Ann Lutz, Vice Chair Madelyn Glickfeld, Steve Blois, Fran Diamond, Maria Mehranian, and Jeanette Lombardo

Board Members Absent: None.

Staff Present: Tracy Egoscue, Deborah Smith, Samuel Unger, Michael Levy, Ronji Harris, Jennifer Fordyce, Jeff Ogata, Stephen Cain, Alex Carlos, Paula Rasmussen, David Hung, Cassandra Owens, Renee Purdy, Mazhar Ali, Ginachi Amah, Hugh Marley, Toni Callaway

Individuals whose Names Appear on the Sign-In Sheet

Mr. Dan Hirsch, California Bridge the Gap	Ms. Dorie Raskin, Representing self
Ms. Kirsten James, Heal the Bay	Dr. Mark Gold, Heal the Bay
Ms. Holly Huff, Resident	Ms. Bonnie Klea, Resident
Ms. Marie Mason, Resident Simi Hills	Mr. Chris Rowe, Representing self
Mr. Rick Brausch, Department Toxic Substances	Mr. William Bowling, ACMELA.org
Mr. Hector Bordas, L.A. County Flood Control	Mr. Rafael Holcombe, Rep. Cerritos Bahia Marina
Dr. Jeffrey Tipton, Representing self	Mr. Gary Hildebrand, L.A. County Flood Control
Ms. Tatiana Gaur, Santa Monica Baykeeper	Mr. Tom Ford, Santa Monica Baykeeper
Ms. Gina Goodhill, Environment California	Ms. Heather Wylie, Representing self
Ms. Gwen Lattin, Algalita Marine Research	Ms. Ida Talalla, Rep. Echo Park Tap

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Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.

Ms. Shelly Backlar, Friends of the L.A. River	Mr. John Hunter, Representing self
Ms. Angela Howe, Surfrider Foundation	Mr. Vaikko Allen, Contech Construction Products
Mr. Ray Tahir, Rep. City of San Gabriel	Mayor Jim Dear, City of Carson
Mayor Eugene Sun, City of San Marino	Council Member Suja Lowenthal, Long Beach
Mayor Pro Tem Dan Medina, City of Gardena	Ms. Stephanie Moten, Rep. Senator Fran Pavley
Mr. John Kemmerer, USEPA	Mr. Frank Wu, Rep. Unincorporated County of LA
Ms. Donna Chen, City of Los Angeles	Mr. Ron Ortiz, City of San Fernando
Mr. Richard Watson, Coalition for Practical Regul.	Mr. Larry Forester, Rep. City of Signal Hill
Mr. Ken Farsing, Rep. City of Signal Hill	Mr. Omar Hernandez, Rep. South El Monte
Mr. Raul Macias, Rep. Anahuak Soccer Association	

Item 2. Order of Agenda.

- *Item 12, County of Los Angeles, Maintenance Clearing of Engineered Earth-bottom Control Channels to be continued.*
- *Item 13, Cerritos Bahia Marina Maintenance Dredging to be placed on the Consent calendar.*

MOTION: To approve Order of Agenda.

First: Board Member Fran diamond
 Second: Board Member Maria Mehranian
 Vote: Approved by unanimous vote.

Item 3. Approval of draft meeting Minutes for November 5, 2009 meeting.

MOTION: To continue the draft meeting Minutes, for November 5, 2009 and make edits to public commenter as noted by Board Member Diamond.

First: Board Member Fran Diamond
 Second: Board Mary Ann Lutz
 Vote: Approved by unanimous vote

Item 4. Board Member Communications.

There were no communications reported that constitute disclosure on this item.

Item 5.a Executive Officers Report

Report and Addendum Report was given to the Board. No verbal report was given at this meeting. The Report was posted on the Board's website:

www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html

Item 5.b Board Checklist.

There was no discussion or questions regarding the Board Checklist.

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Item 5.c Report from State Board.

State Board member Fran Spivy-Weber reported that there will be a 10 to 20% cut in the General Fund budget for 2010. She indicated that there be a 20% reduction in water use by year 2020, and a lot of focus on water conservation.

Ms. Spivy-Weber indicated that State Board is anticipating voting on the Once through Cooling Project at its February 2010 Board hearing.

Item 6. Public Forum.

- Mr. Hector Bordas, Los Angeles County Flood Control District
- Dr. Mark Gold, Heal the Bay

Uncontested Items Calendar.

Executive Officer Tracy Egoscue announced the Consent items as follows: 7, 8, 9, 10, and 13.

MOTION: To deem non-controversial and approve Agenda Item(s): 7, 8, 9, 10, and 13.

First: Board Member Maria Mehranian

Second: Board Member Steve Blois

Vote: Approved by unanimous vote.

Item 11. Staff from Boeing, National Aeronautics and Space Administration (NASA) and the Expert panel discussed the Interim Source Removal Action (ISRA) status and issues. The ISRA actions are proceeding pursuant to the California water Code section 13304 Order to Perform Interim/Source Removal Action of soil in the Areas of Outfalls 008 and 009 drainage Areas, the Boeing Company Santa Susana Field Laboratory, in Canoga Park, CA..

Staff Report. Mr. Tom Gallagher introduced the speakers for the Boeing Report. During the presentation the following points were made.

Ms. Blair

- Weekly planning meetings are key elements
- There have been 32 combined site inspections by the Los Angeles Regional Water Quality Control Board (LARWQCB), Department of Toxic Substances Control Board (DTSC), and County of Ventura.
- Discussed Expert Panel involvement
- Accomplishments to date – Outfall 008 and Post excavation
- Discussed the Next Steps forward

Mr. Steve Slaten, NASA Environmental Scientist

- Gave background history
- Approved ISRA Workplan
- Target ISRA locations will be included in the 2010 workplan
- All detections are on NASA properties
- Materials contain lead and need to be treated as a hazardous waste

Expert Panel Report

- Mr. Stenstrom encouraged removal of contaminants
- The ISRA was at the direction of the Board
- Discussed the North Drainage cleanup activities
- ISRA is identifying and removing “hot spots” containing constituents that exceed permit limits

Interested Party Comment:

- Mr. Rick Brausch, DTSC, *indicated that he has communicated with Regional Board staff about the options for removal.*

Public Comments:

- Mr. William Bowling, ACEMELA
- Ms. Chris Rowe, Representing self
- Ms. Maria Mason, Resident
- Ms. Bonnie Klea, Resident
- Ms. Dori Raskin, Resident
- Ms. Holly Huff, Resident
- Mr. Daniel Hirsch, Community to Bridge the Gap

Board comments, concerns and discussion:

- The Board directed staff to report back to the Board at the June 3, 2010 Board meeting. The Board also requested to know the status of the AB 990 and lawsuit status.

The Board went into Closed session at 11:30 am, and reconvened at 12:46 pm

Item 14. Consideration of Proposed Modification to the County of Los Angeles Municipal Separate Storm Sewer System Permit to incorporate Provisions of the Los Angeles River Trash TMDL.

Chair Mary Ann Lutz recused herself from this matter and Vice Chair Madelyn Glickfeld acted as Chair for this item.

Staff Report. Ms. Renee Purdy, Chief of Regional Programs Section. (*Ms. Purdy made but was not limited to the following points in her presentation*)

- History background 1996 through 2009
- TMDLs provide a means to assure that water quality objectives are met
- Trash impacts addressed by TMDL
- Discussed Wasteload Allocation (WLA) compliance strategies
- Full capture devices allows for targeted implementation
- Key elements of TMDL Wasteload allocations
- WLA compliance strategies
- Discussed compliance options
- Full capture devices allows for targeted implementation
- Discussed the comments that were received

Public comment:

- Mr. John Kemmerer, U.S. EPA (in support)
- Ms. Stephanie Molen, Representing Senator Fran Pavley (in support)
- Mr. Dan Medina, City of Gardena (opposed to costs)
- Ms. Suja Lowenthal, Councilmember, City of Long Beach (in support)
- Mayor Eugene sun, City of San Marino (opposed to costs)
- Mayor Jim Dear, City of Carson (in support)
- Mr. Ray Tahir, Rep. City of San Gabriel (in support)
- Mr. Vaikko Allen, Contech Construction Products (in support)
- Mr. Jose Estreola, Rep. ACUSLA (in support)
- Ms. Sonia Diaz, Rep. Ms. Angela Howe, Surfrider Foundation (in support)
- Mr. John Hunter, Representing self (concerns about numeric limits)
- Ms. Shelley Backlar, Friends of the LA. River (in support)
- Ms. Gwen Lattin, Algalita Marine Research Foundation (in support)
- Ms. Ida Talalla, Echo Park trash Abatement Project (TAP) (in support)
- Ms. Heather Wylie, Representing self (in support)
- Ms. Gina Goodwill, Environment California (in support)
- Dr. Jeffrey Tifton, Representing self (in support)
- Ms. Evelyn Wendel, WETAP (in support)
- Mr. Gary Hildebrand, L.A. County Flood Control District (opposed)
- Mr. Frank Wu, Rep. unincorporated County of Los Angeles (DPW) (opposed)
- Mr. Ron Ruiz, City of San Fernando (in support)
- Ms. Donna Chen, City of Los Angeles
- Mr. Larry Forester, City of Signal hill (opposed)
- Mr. Richard Watson, Rep. Coalition for Practical Regulation (opposed)
- Mr. Ken Farsing, City of Signal Hill (opposed)
- Dr. Mark Gold, Heal the Bay (in support)
- Mr. Steve Fleischli, Heal the Bay (in support)

Board concerns, questions, and comments:

- What is the timeframe to access funds for entities?
- Is there an estimate of how much more monies are needed in order to come into compliance with the zero trash goal?
- Is there any requirement for maintenance of the catch basins?
- Is there any requirements for maintenance for the full and partial capture units as far as how often they have to be cleaned?

(There was much discussion on this matter, after which a motion was made.)

MOTION: To approve the staff recommendation with change sheet and the following changes:

- Change to page 14-16, use footnote one on page 14-28 which says “Tributaries to the Los Angeles River include but are not limited to Pacoima Wash, Tujunga Wash, Burbank Western Channel, Verdugo Wash, Arroyo Seco, Rio Hondo, and Compton Creek.”

- The second change is for Page 14-20, subparagraph 7.1.B.3.;
- The next change is on page 14-21, in response to the City of Los Angeles pointing our inadvertent error, in subsection AB1.

First: Board Member Fran Diamond

Second: Board Member Maria Mehranian

Vote: Approved by unanimous Roll Call vote

The Board meeting was adjourned at 4:14 pm. The Draft Minutes may be approved, rescinded or modified at the February 4, 2010 Board meeting.

Written and submitted by: _____, then finalized on
Ronji R. Harris

